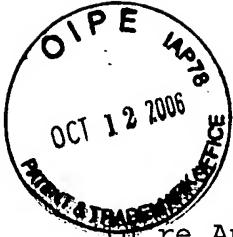


IPW



P A T E N T

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Krause, et al.

Application No.: 10/723,583

Filed: November 26, 2003

For: APPARATUS AND METHOD FOR DYNAMIC CHANNEL MAPPING  
AND OPTIMIZED SCHEDULING OF DATA PACKETS

**Mail Stop Amendment**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail, postage prepaid, in an envelope addressed to Mail Stop Amendment, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 on October 10, 2006.

By:

Carol Prentice

SECOND SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Dear Sir:

In accordance with 37 C.F.R. §1.56, Applicants wish to call the attention of the Examiner to the following references:

U.S. PATENT(S):

<u>Patent/Pub. No.</u>	<u>Patentee/Inventor</u>	<u>Date of Issue/Pub.</u>
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2001/0038640	McKinnon, III et al	Nov 08, 2001
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FOREIGN PATENT DOCUMENT(S):

<u>Country</u>	<u>No.</u>	<u>Date of Publication</u>
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International	97/35410	Sep 25, 1997
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**PUBLICATION(S) :**

Picker, Dennis, Institute of Electrical and Electronics Engineers: "Design Considerations for a Hybrid Fiber Coax High-Speed Data Access Network", Digest of Papers of the Computer Society Computer Conference COMPCON, IEEE Comp. Soc. Press, vol. conf. 41, Feb. 25, 1996 (XP-010160873), pages 45-50.

Karol, Mark J. et al., "Time-Frequency-Code Slicing: Efficiently Allocating the Communications Spectrum to Multirate Users", IEEE TRANSACTIONS ON VEHICULAR TECHNOLOGY, Vol. 46, No. 4, November 1997, (XP-000754819), pages 818-826.

The references listed above were cited by the European Examiner in the Supplementary European Search Report (copy enclosed) of Applicants' counterpart European patent application no. 03 783 788.7(MPEP §2001.06(a)).

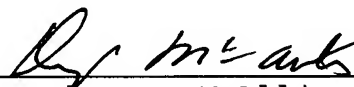
U.S. Patent No. 5,455,825 (cited in the EPO Search Report) is already of record in the present application.

Copies of the above-listed foreign and non-patent references are enclosed, together with a completed form PTO-1449.

Consideration of these references by the Examiner is respectfully requested. To date, a first Office Action on the merits has not been received in connection with this application. This Information Disclosure Statement is therefore believed to be timely filed.

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicants do not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application.

Respectfully submitted,



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Date: October 10, 2006  
ATTORNEY DOCKET NO.: RGB-101

FORM PTO-1449

ATTY. DOCKET NO.: RGB-101

SERIAL NO.:  
10/723,583

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

APPLICANT(S): Krause, et al.

(Second Supplemental Information Disclosure Statement)

FILING DATE: November 26, 2003

GROUP:

## U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB- CLASS	FILING DATE
	AA	2001/0038640	11/08/2001	McKinnon, III et al			
	AB						
	AC						
	AD						
	AE						
	AF						

## FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB- CLASS	TRANS- LATION YES NO
	AG	97/35410	09/25/1997	International			
	AH						
	AJ						
	AJ						
	AK						
	AL						
	AM						
	AN						

## OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, etc.)

	AO	Picker, Dennis, Institute of Electrical and Electronics Engineers: "Design Considerations for a Hybrid Fiber Coax High-Speed Data Access Network", Digest of Papers of the Computer Society Computer Conference COMPCON, IEEE Comp. Soc. Press, vol. conf. 41, Feb. 25, 1996 (XP-010160873), pages 45-50.
	AP	Karol, Mark J. et al., "Time-Frequency-Code Slicing: Efficiently Allocating the Communications Spectrum to Multirate Users", IEEE TRANSACTIONS ON VEHICULAR TECHNOLOGY, Vol. 46, No. 4, November 1997, (XP-000754819), pages 818-826.
	AQ	
	AR	

EXAMINER

DATE CONSIDERED

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.